

Colorado Department of Transportation
Dispute Review Board (DRB) Candidate Solicitation

This form is to be filled out electronically. Type your answers in the grey areas in the space allowed by the boxes. You can use the Tab key to go from one field to the next. When you have completed this form, save it to your computer, then attach your form in an email to Dennis.Largent@dot.state.co.us with the Subject line as "(Your name)'s DRB-CS Form". Do not include any other attachments to this form.

1. Candidate Information

Name: Sol Kutner	Employer: Kutner-Ross Associates, Inc.		
Address: 1160 Industrial Road, #2	City: San Carlos	State: CA	Zip Code 94070
Phone Number: 650-593-2001	Email Address (required): sol@kutner-ross.com		

2. Education

University/College	Degree	Year Graduated
1. City College of New York	BCE	1966
2.		
3.		

3. Professional Licenses/Certifications and Professional Organizations

1. Dispute Review Board Foundation	2. American Arbitration Association
3. American Society of Civil Engineers	4. OSHA - For a Superfund Site

3. Major Employment History

Employer	Number of Years Employed	Your Job Title(s)
1. Kutner-Ross Associates, Inc.	27	President
2. Bechtel	14	Executive Consultant
3. Jemko Construction Co.	8	Principal Owner
4.		

5. Experience and General Information: (continued on page 2)

<p>1. Describe your major areas of work experience/expertise:</p> <p>Public Works Projects, including: highways at grade, bridges, tunnels, sea walls, underground utilities, viaducts, landfills, airports, construction accidents, construction management, contract administration, claims analysis, scheduling and cost analysis.</p>
<p>2. Describe your experience with construction claims:</p> <p>I have worked on more than 1,000 claims as Lead Engineer or Manager. I was a Lead Negotiator for Bechtel on domestic and international projects. I have been a panel and sole Arbitrator on approximately 100 cases. I have testified in Federal, State or County courts or arbitrations more than 12 times. I have been deposed more than 40 times.</p>
<p>3. Describe your knowledge of construction contract law:</p> <p>I am extremely knowledgeable of construction case law and construction law elements relative to merit and quantum and various concepts such as constructive change, notice, acceleration, delays, waiver, changed conditions, design errors and omissions. I have given numerous lectures on "Ethics in Business" for construction projects.</p>

4. Describe your experience with construction contract administration:

I have presented papers on construction claims at various construction conferences. I authored the Construction Contract Administration Manuals and Procedures for Bechtel and several other contractors. This program also included a training program for Construction Contract Administrators and an Audit/Monitoring program for verifying implementation. I was the manager of a department that administered \$1,000,000,000 of construction contracts throughout the U.S. I was a contributing author to a text on Project Management (chapter on Construction Contract Administration Claims). I have lectured the Stanford, Berkeley and Cal-Poly University graduate and undergraduate classes on Construction Contract Administration Claims.

5. Describe your construction field experience:

I started work in the crafts as a laborer and carpenter. I progressed to assistant superintendent and then superintendent. I have been the site construction manager on five public works projects worth approximately \$400,000,000.

6. Describe your DRB (or arbitration) training, certification, and experience:

I have served on 13 DRBs during my years as President of Kutner-Ross Associates (formerly Sol Kutner Associates). These DRB's include highway, tunnel, rapid transit, airport, and underground water projects. I have been certified and attended workshops through the DRBF, CSLB, and AAA.

DRB project contracts total more than \$1 billion dollars.

7. Describe your employment/retirement status and availability to serve on a DRB and geographical area:

I am available to dedicate the hours necessary to be a member of a DRB. I work full-time at KRA in San Carlos, CA. The San Francisco Airport is just 15 minutes north and very convenient for travel.

DRB members are compensated as per Section 105.22 of the CDOT Specifications.

6. List Two References For Your Experience With Construction Claims

Name	Title	Organization	Phone Number	Email Address
Scott Jacobs	Business Mgr.	Potelco, Inc.	253-826-7319	sjacobs@potelco.net
Matt Graham, Esq.	Attorney	Wendel, Rosen, Black @ Dean	510-834-6600	mgraham@wendel.com

Important Notice - All information provided on this form will be open to the public on the CDOT – DBR web page: “List of Candidate Members for the Dispute Review Board (DRB)”.